

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

JOHN KNIGHT, et al.,

Plaintiffs,

v.

CHRISTMAS TREE SHOPS, INC.,

Defendant.

Case No. 04 12698 JLT

STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE
AND JOINT REQUEST FOR ENTRY OF FINAL JUDGMENT

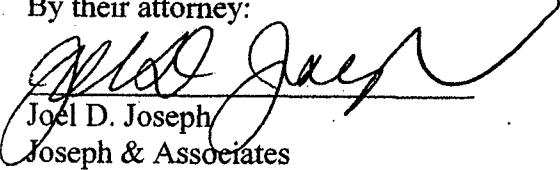
Pursuant to Federal Rule of Civil Procedure 41(a), Plaintiffs Aunt Sadie's, Inc. and Susan Boerman, having reached a settlement of their claims asserted against defendant Christmas Tree Shops, Inc. in the above-captioned action, hereby stipulate and agree, by and through their authorized undersigned representatives, to the voluntary dismissal with prejudice of all claims alleged by Aunt Sadie's, Inc. and Susan Boerman against Christmas Tree Shops, Inc., without costs, with each party waiving all rights to appeal, and with each party to bear its own attorneys' fees.

The undersigned parties further request, pursuant to Federal Rule of Civil Procedure 54(b), that the Court enter a determination that there is no just reason for delay and a direction for the entry of final judgment dismissing all claims brought by plaintiffs Aunt Sadie's, Inc. and Susan Boerman against defendant Christmas Tree Shops, Inc. in the above-captioned action. A proposed order is attached.

Respectfully submitted,

**AUNT SADIE'S, INC. and
SUSAN BOERMAN**

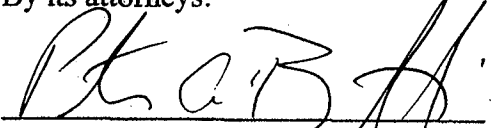
By their attorney:


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Respectfully submitted,

CHRISTMAS TREE SHOPS, INC.

By its attorneys:


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Dated: August 8TH, 2006

LIT 1581138v.2

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FOR THE DISTRICT OF MASSACHUSETTS**

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Case No. 04 12698 JLT

ORDER OF FINAL JUDGMENT

Pursuant to Federal Rule of Civil Procedure 54(b), and in light of the parties' joint Stipulation of Voluntary Dismissal With Prejudice and Joint Request for Entry of Final Judgment, this Court hereby determines that there is no just reason for delay, and orders the entry of a final judgment dismissing with prejudice all claims brought by Plaintiffs Aunt Sadie's, Inc. and Susan Boerman against Christmas Tree Shops, Inc.

IT IS SO ORDERED.

Tauro, J.

Dated: _____, 2005